



I hereby certify that this correspondence is being transmitted by facsimile addressed to: Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, (Fax No. 571-273-2885) on:

September 15, 2006

Patrice Leland

Patrice L. Leland

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Appln No. 10/812,584
(Attorney's Docket No. GP-303148)

Filed: March 30, 2004
Confirmation No. 3248

Sanjee M. Naik

Art Unit 3748

COORDINATED ENGINE CONTROL
FOR LEAN-NOX TRAP REGENERATION

Examiner Binh Q. Tran

Commissioner for Patents
PO Box 1450
Arlington VA 22313-1450

**REQUEST TO APPLY ISSUE FEE PREVIOUSLY PAID
TO ISSUE FEE REQUIRED BY NEW NOTICE OF ALLOWANCE**

Sir:

In response to the second Notice of Allowance mailed August 23, 2006, we request that the Issue Fee paid April 19, 2006, be applied toward the Issue Fee required by the new Notice of Allowance in accordance with the instructions in the paper entitled "On Petition" mailed May 18, 2006, copy attached.

Respectfully submitted,

Kathryn A. Marra

Kathryn A. Marra, Attorney
Reg. No. 39106
313/665-4708

KAM:ekm
Attachment



UNITED STATES PATENT AND TRADEMARK OFFICE

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LEGAL STAFF
OFFICE OF PETITIONS

In re Application of
Sanjee M. Naik
Application No. 10/812,584
Filed: March 30, 2004
Attorney Docket No. GP-303148

ON PETITION

This is a decision on the petition, filed May 15, 2006, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on April 19, 2006, in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

The instant petition under 37 CFR 1.313(c)(2), the RCE, and the IDS are not signed by an attorney of record. However, in accordance with 37 CFR 1.34(a), the signature of Vincent A. Cichosz appearing on the correspondence shall constitute a representation to the United States Patent and Trademark Office that he is authorized to represent the particular party in whose behalf he act. However, if Mr. Cichosz desires to receive correspondence regarding this file, the appropriate power of attorney documentation must be submitted. A courtesy copy of this decision is being mailed to Mr. Cichosz, the petitioner herein. Until otherwise instructed, all future correspondence regarding this application file will be directed solely to the

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).



Application No. 10/812,584

-2-

above-noted correspondence address of record.

Telephone inquiries should be directed to the undersigned at (571) 272-3208.

This matter is being referred to Technology Center Art Unit 3748 for processing of the request for continued examination under 37 CFR 1.114 filed May 15, 2006.

Karen Creasy
Petitions Examiner
Office of Petitions

cc:

CICHOSZ AND CICHOSZ PLLC
532 N. MAIN STREET
MILFORD, MI 48381